



2/6/09

Col C

Docket No.: 53473US002

OFFICE OF FETITIONS Docket No.
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Clinton P. Waller, Jr.; Omar Farooq; James S.

Mrozinski

Serial No.: 08

08/892,902

Filed:

July 14, 1997

For:

MICROPOROUS INKJET RECEPTORS

CONTAINING BOTH A PIGMENT MANAGEMENT SYSTEM AND A FLUID MANAGEMENT SYSTEM Patent No.:

6,632,510 B1

Issued:

October 14,2003

Group Art

Unit:

1774

Examiner:

Marie Yamnitsky

REQUEST FOR CERTIFICATE OF CORRECTION UNDER 37 C.F.R. § 1.324 TO CORRECT INVENTORSHIP

Assistant Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

The undersigned, on behalf of the Applicants and the Assignee herein, request that the Commissioner in accordance with 37 C.F.R. § 1.324 correct the inventorship of the patent identified above, by adding the names of Thomas P. Klun, Stefan H. Gryska, and Larry R. Krepski as joint inventors.

Accompanying this Request for Certificate of Correction is a statement by each of the inventors being added establishing that the error occurred without deceptive intention on their parts, a Declaration by all of the actual inventors as required by 37 C.F.R. § 1.63, and a written consent of the Assignees of this application.

02/11/2004 CCHAU1

00000134 134895 6632510

01 FC:1460

130.00 DA

CERTIFICATE UNDER 37 CFR §1.10::

"Express Mail" mailing label number: EV 405 458 669 05 Date of Deposit: Telegraph 6, 200 4

I hereby certify that the Transmittal Letter and the paper(s) and/or fee(s), as described hereinabove, are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature: Jacquelyn K. Tolborg Name: Jacquelyn K. Tolborg

Request for Certificat Serial No.: 08/892,902 Filed: July 14, 1997

For: MICROPOROUS INKJET RECEPTORS CONTAINING BOTH A PIGMENT MANAGEMENT

SYSTEM AND A FLUID MANAGEMENT SYSTEM

Page 2 of 2

Accordingly, Applicants request that this Request for Certificate of Correction be granted and that a decision be issued correcting the inventorship of this application to name Clinton P. Waller, Jr., Omar Farooq, James S. Mrozinski, Thomas P. Klun, Stefan H. Gryska, and Larry R. Krepski as joint inventors.

Please charge Deposit Account 13-4895 in the amount of \$130.00 as required by 37 C.F.R. § 1.17(i) to cover the cost of this petition. Please also charge any underpayment or credit any overpayment to Deposit Account 13-4895. A duplicate copy of this paper is attached.

Mueting, Raasch, and Gebhardt, P.A.

P.O. Box 581415

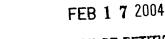
Minneapolis, Minnesota 55401-1415

Telephone: (612) 305-1220

Respectfully submitted by:

Registration No. 33,977

RECEIVED



Patent

Docket No.: 53473US002

OFFICE OF PETITIONS Docket No.
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Patent No.:

6,632,510 B1

Issued:

October 14, 2003

Clinton P. Waller, Jr.; Omar Farooq; James S.

Mrozinski

Group Art

Unit:

1774

Serial No.:

Filed:

For:

08/892,902

July 14, 1997

July 14, 1997

MICROPOROUS INKJET RECEPTORS CONTAINING BOTH A PIGMENT

MANAGEMENT SYSTEM AND A
FLUID MANAGEMENT SYSTEM

Examiner:

Marie Yamnitsky

CONSENT OF ASSIGNEE 3M INNOVATIVE PROPERTIES COMPANY TO CORRECT INVENTORSHIP IN ACCORDANCE WITH 37 C.F.R. §1.324

Assistant Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

The undersigned, a representative of 3M Innovative Properties Company (3M IPC) represents that 3M IPC is the owner of all of Applicants' entire right, title and interest of U.S. Patent No. 6,632,510 B1 issued on October 14, 2003 (formerly U.S. Serial No. 08/892,902 filed on July 14, 1997) for MICROPOROUS INKJET RECEPTORS CONTAINING BOTH A PIGMENT MANAGEMENT SYSTEM AND A FLUID MANAGEMENT SYSTEM by virtue of an assignment to Minnesota Mining and Manufacturing Company from such Applicants Waller, Farooq, and Mrozinski executed on July 14, 1997, and recorded at Reel 8688, frame 0896, and by a subsequent assignment from Minnesota Mining and Manufacturing Company to 3M IPC executed on November 6, 2001, and recorded at Reel 012147, Frames 0938/39.

CERTIFICATE UNDER 37 CFR §1.10::

"Express Mail" mailing label number: EV 405 458 661 05 Date of Deposit: Lebra 6, 2004

I hereby certify that the Transmittal Letter and the paper(s) and/or fee(s), as described hereinabove, are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature: Lacquelyn L. Torbor Name: Lacquelyn K. Torbor

Consent of Assignee 3M Innovative Properties Company to Correct Inventorship in Accordance with

37 C.F.R. 1.324 Serial No.: 08/892,902

Jeweler 1.6, 2003

Filed: July 14, 1997

For: MICROPOROUS INKJET RECEPTORS CONTAINING BOTH A PIGMENT MANAGEMENT

SYSTEM AND A FLUID MANAGEMENT SYSTEM

Page 2 of 2

The undersigned hereby certifies that the above-mentioned assignment has been reviewed and to the best of the undersigned's knowledge and belief, title is 3M IPC who is seeking to take this action.

By virtue of my position in the assignee, this undersigned represents that authority exists to sign this written consent on behalf of the assignee.

3M Hereby consents to the correction of inventorship in connection with the above-identified patent whereby the names of Thomas P. Klun, Stefan H. gryska, and Larry R. Krepski are added as joint inventors.

Respectfully submitted by:

Name: Gary L. Griswold

Title: President and Chief Intellectual

Property Counsel

FB 0 6 2024 &

Patent

Docket No.: 53473US002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Patent No.:

6,632,510 B1

Issued:

October 14,2003

Clinton P. Waller, Jr.; Omar Farooq; James S.

Mrozinski

Group Art

Examiner:

Unit:

1774

Marie Yamnitsky

Serial No.:

08/892,902

T., 1,,

July 14, 1997

Filed: For:

MICROPOROUS INKJET RECEPTORS

CONTAINING BOTH A PIGMENT MANAGEMENT SYSTEM AND A FLUID MANAGEMENT SYSTEM

STATEMENT OF ADDED INVENTOR IN SUPPORT OF PETITION UNDER 37 C.F.R. § 1.324 TO CORRECT INVENTORSHIP

Assistant Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

I, Larry R. Krepski, one of inventors being added to the aboveidentified application, do hereby declare that through error I was not named as a joint inventor in the above-identified patent, and that this error occurred without any deceptive intention on my part.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: Nec. 15,2003

Larry R. Krepski

CERTIFICATE UNDER 37 CFR §1.10::

"Express Mail" mailing label number: Ev 405 458 66905 Date of Deposit: February 6, 2004

I hereby certify that the Transmittal Letter and the paper(s) and/or fee(s), as described hereinabove, are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature: Algueby K. Jobby Name: Largelyn Name: Largelyn K. Jobby Name: Largelyn K. Jobby Name: Largelyn K. Jobby Name: Largelyn Name: Lar



Patent

Docket No.: 53473US002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Patent No.:

6,632,510 B1

October 14,2003

Issued:

Clinton P. Waller, Jr.; Omar Farooq; James S.

Mrozinski

Group Art

Unit:

1774

08/892,902 Serial No .:

Filed:

July 14, 1997

For:

MICROPOROUS INKJET RECEPTORS

CONTAINING BOTH A PIGMENT MANAGEMENT SYSTEM AND A FLUID MANAGEMENT SYSTEM

Marie Yamnitsky Examiner:

STATEMENT OF ADDED INVENTOR IN SUPPORT OF PETITION UNDER 37 C.F.R. § 1.324 TO CORRECT INVENTORSHIP

Assistant Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

I, Thomas P. Klun, one of inventors being added to the aboveidentified application, do hereby declare that through error I was not named as a joint inventor in the above-identified patent, and that this error occurred without any deceptive intention on my part.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: _ /2-15-03

Thomas P. Klun

CERTIFICATE UNDER 37 CFR §1.10::
WE Are Mediting label number: EN UOS 958 469 US Date of Deposit: 12011000 x 012000
Thereby certify that the Transmittal Letter and the paper(s) and/or rec(s), as described hereby
being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service
under 37 CFR \$1.10 on the date indicated above and is addressed to the Assistant Commissioner for
Signature: Leguelyn K-Tubor Name: Jacquelin k. Tonbong



Patent

Docket No.: 53473US002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Clinton P. Waller, Jr.; Omar Farooq; James S.

Mrozinski

Patent No.:

6,632,510 B1

Issued:

October 14, 2003

Group Art

Unit:

1774

Examiner:

Marie Yamnitsky

Serial No.:

08/892,902

Filed:

July 14, 1997

For:

MICROPOROUS INKJET RECEPTORS CONTAINING BOTH A PIGMENT MANAGEMENT SYSTEM AND A

FLUID MANAGEMENT SYSTEM

STATEMENT OF ADDED INVENTOR IN SUPPORT OF PETITION UNDER 37 C.F.R. § 1.324 TO CORRECT INVENTORSHIP

Assistant Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

I, Stefan H. Gryska, one of inventors being added to the aboveidentified application, do hereby declare that through error I was not named as a joint inventor in the above-identified application, and that this error occurred without any deceptive intention on my part.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: $\frac{12}{15}/03$

Stefan H. Ofc Stefan H. Gryska

"Express Mail" mailing label number: Ev 405 458 669 us Date of Deposit: Telnuan 6, 2604

I hereby certify that the Transmittal Letter and the paper(s) and/or fee(s), as described hereinabove are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature: A carulyn K. Inboro Name: Lac grelyn K. Tonboro



DECLARATION, POWER OF ATTORNEY, AND PETITION

I, a below named inventor, depose and say that: (1) my residence, citizenship, and mailing address are indicated below; (2) I have reviewed and understand the contents of my patent application, including the claims, as amended by any amendment specifically referred to herein, (3) I believe that the other below named inventors and I are the original, first, and joint inventors or discoverers of the invention or discovery in

MICROPOROUS INKJET RECEPTORS CONTAINING BOTH A PIGMENT MANAGEMENT SYSTEM AND A FLUID MANAGEMENT SYSTEM

 Serial No.: 08/892,902
 Filed: 14 July 1997

 Patent No.: 6,632,510 B1
 Issued: 14 October 2003

26 August 1999 Filed: Amendment under 37 C.F.R. §1.111 8 March 2000 Request for Continued Prosecution Filed: 5 April 2000 Filed: Preliminary Amendment 16 November 2000 Filed: Amendment and Response 13 June 2001 Filed: Request for Continued Prosecution 21 December 2001 Filed: Amendment and Response 12 July 2002 Amendment and Response Under 37 C.F.R. §1.116 Filed: 24 December 2002 Filed: Amendment and Response

described and claimed therein and for which a patent is sought; and (4) I hereby acknowledge my duty to disclose to the Patent and Trademark Office all information known to me to be material to the patentability as defined in Title 37, Code of Federal Regulations, §1.56.*

I hereby appoint Gregory D. Allen (Reg. No. 35,048), Scott A. Bardell (Reg. No. 39,594), Carolyn A. Bates (Reg. No. 27,853), Bruce E. Black (Reg. No. 41,622), Colene E. H. Blank (Reg. No. 41,056), Jennie G. Boeder (Reg. No. 28,952), William J. Bond (Reg. No. 32,400), Stephen W. Buckingham (Reg. No. 30,035), John A. Burtis (Reg. No. 39,924), Melissa E. Buss (Reg. No. 47,465), James D. Christoff (Reg. No. 31,492), Philip Y. Dahl (Reg. No. 36,115), Dean A. Ersfeld (Reg. No. 46,689), Carolyn A. Fischer (Reg. No. 39,091), Yen T. Florczak (Reg. No. 45,163), Melanie G. Gover (Reg. No. 41,793), Christopher D. Gram, (Reg. No. 43,643), Gary L. Griswold (Reg. No. 25,396), Karl G. Hanson (Reg. No. 32,900), Dean M. Harts (Reg. No. 47,634), Stephen C. Jensen (Reg. No. 35,207), George W. Jonas (Reg. No. 46,811), Robert H. Jordan (Reg. No. 31,973), Harold C. Knecht III (Reg. No. 35,576), Kent S. Kokko (Reg. No. 33,931), Nancy M. Lambert (Reg. No. 44,856); James V. Lilly (Reg. No. 27,817), Douglas B. Little (Reg. No. 28,439), Jean Lown (Reg. No. 48,428), Eloise J. Maki (Reg. No. 33,418), Michelle M. Michel (Reg. No. 33,968), William D. Miller (Reg. No. 37,988), Peter L. Olson (Reg. No. 35,308), Daniel R. Pastirik (Reg. No. 33,025), David B. Patchett (Reg. No. 39,326), Robert J. Pechman (Reg. No. 45,002), Kevin H. Rhodes (Reg. No. 42,102), Ted K. Ringsred (Reg. No. 35,658), Steven E. Skolnick (Reg. No. 33,789), Robert W. Sprague (Reg. No. 30,497), Brian E. Szymanski (Reg. No. 39,523), James J. Trussell (Reg. No. 37,251), Lucy C. Weiss (Reg. No. 32,834), and Bradford B. Wright (Reg. No. 34,459) my attorneys and/or agents with full powers (including the powers of appointment, substitution, and revocation) to prosecute this application and any division, continuation, continuation-in-part, reexamination, or reissue thereof, and to transact all business in the Patent and Trademark Office connected therewith; the mailing address and the telephone number of the above-mentioned attorneys and/or agents are

Attention: Carolyn A. Bates 3M Office of Intellectual Property Counsel P.O. Box 33427 St. Paul, Minnesota 55133-3427 Telephone No. (651) 733-1523

The undersigned petitioner declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Wherefore, I pray for grant of Letters Patent for the invention or discovery described and claimed in the aforementioned specification and we hereby subscribe our names to the foregoing specification and claims, declaration, power of attorney, and this petition, on the day set forth below.

Clinton P. Waller, Jr.

White Bear Lake, Minnesota, USA

Residence: Citizenship:

United States of America

Post Office

P.O. Box 33427

Address:

St. Paul, Minnesota 55133-3427

James S. Mrozinski

Residence:

Oakdale, Minnesota, USA United States of America

Citizenship: Post Office

P.O. Box 33427

Address:

St. Paul, Minnesota 55133-3427

Omar Farooq

Date

Residence:

Citizenship:

United States of America

Post Office Address:

St. Paul, Minnesota, USA United States of America

Residence: Citizenship: Post Office

P.O. Box 33427

Address:

St. Paul, Minnesota 55133-3427

14-15-07

Thomas P. Klun

Lakeland, Minnesota, USA Residence: United States of America

Citizenship: Post Office

P.O. Box 33427

Address:

St. Paul, Minnesota 55133-3427

Stefan H. Gryska

Residence:

Woodbury, Minnesota, USA United States of America

Citizenship: Post Office

P.O. Box 33427

Address:

St. Paul, Minnesota 55133-3427

§1.56 Duty to disclose information material to patentability.

- (a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is cancelled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is cancelled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:
 - (1) prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.
- (b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and
- (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or
 - (2) It refutes, or is inconsistent with, a position the applicant takes in:
 - (i) Opposing an argument of unpatentability relied on by the Office, or
 - (ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

- (c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:
 - (1) Each inventor named in the application;
 - (2) Each attorney or agent who prepares or prosecutes the application; and
- (3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals	other	than the attorney,	agent or inventor	may comply	with this section by	y disclosing
information	to	the	attorney,	agent,	or	inventor



DECLARATION, POWER OF ATTORNEY, AND PETITION

I, a below named inventor, depose and say that: (1) my residence, citizenship, and mailing address are indicated below; (2) I have reviewed and understand the contents of my patent application, including the claims, as amended by any amendment specifically referred to herein, (3) I believe that the other below named inventors and I are the original, first, and joint inventors or discoverers of the invention or discovery in

MICROPOROUS INKIET RECEPTORS CONTAINING BOTH A PIGMENT MANAGEMENT SYSTEM AND A FLUID MANAGEMENT SYSTEM

Serial No.: 08/892,902 Filed: 14 July 1997
Patent No.: 6,632,510 B1 Issued: 14 October 2003

Amendment under 37 C.F.R. §1.111 Filed: 26 August 1999
Request for Continued Prosecution Filed: 8 March 2000
Preliminary Amendment Filed: 5 April 2000

Preliminary Amendment 16 November 2000 Filed: Amendment and Response 13 June 2001 Filed: Request for Continued Prosecution 21 December 2001 Filed: Amendment and Response 12 July 2002 Filed: Amendment and Response Under 37 C.F.R. §1.116 24 December 2002 Filed: Amendment and Response

described and claimed therein and for which a patent is sought; and (4) I hereby acknowledge my duty to disclose to the Patent and Trademark Office all information known to me to be material to the patentability as defined in Title 37, Code of Federal Regulations, §1.56.*

I hereby appoint Gregory D. Allen (Reg. No. 35,048), Scott A. Bardell (Reg. No. 39,594), Carolyn A. Bates (Reg. No. 27,853), Bruce E. Black (Reg. No. 41,622), Colene E. H. Blank (Reg. No. 41,056), Jennie G. Bocder (Reg. No. 28,952), William J. Bond (Reg. No. 32,400), Stephen W. Buckingham (Reg. No. 30,035), John A. Burtis (Reg. No. 39,924), Melissa E. Buss (Reg. No. 47,465), James D. Christoff (Reg. No. 31,492), Philip Y. Dahl (Reg. No. 36,115), Dean A. Ersfeld (Reg. No. 46,689), Carolyn A. Fischer (Reg. No. 39,091), Yen T. Florczak (Reg. No. 45,163), Melanie G. Gover (Reg. No. 41,793), Christopher D. Gram, (Reg. No. 43,643), Gary L. Griswold (Reg. No. 25,396), Karl G. Hanson (Reg. No. 32,900), Dean M. Harts (Reg. No. 47,634), Stephen C. Jensen (Reg. No. 35,207), George W. Jonas (Reg. No. 46,811), Robert H. Jordan (Reg. No. 31,973), Harold C. Knecht III (Reg. No. 35,576), Kent S. Kokko (Reg. No. 33,931), Nancy M. Lambert (Reg. No. 44,856); James V. Lilly (Reg. No. 27,817), Douglas B. Little (Reg. No. 28,439), Jean Lown (Reg. No. 48,428), Eloise J. Maki (Reg. No. 33,418), Michelle M. Michel (Reg. No. 33,968), William D. Miller (Reg. No. 37,988), Peter L. Olson (Reg. No. 35,308), Daniel R. Pastirik (Reg. No. 33,025), David B. Patchett (Reg. No. 39,326), Robert J. Pechman (Reg. No. 45,002), Kevin H. Rhodes (Reg. No. 42,102), Ted K. Ringsred (Reg. No. 35,658), Steven E. Skolnick (Reg. No. 33,789), Robert W. Sprague (Reg. No. 30,497), Brian E. Szymanski (Reg. No. 39,523), James J. Trussell (Reg. No. 37,251), Lucy C. Weiss (Reg. No. 32,834), and Bradford B. Wright (Reg. No. 34,459) my attorneys and/or agents with full powers (including the powers of appointment, substitution, and revocation) to prosecute this application and any division, continuation, continuation-in-part, reexamination, or reissue thereof, and to transact all business in the Patent and Trademark Office connected therewith; the mailing address and the telephone number of the above-mentioned attorneys and/or agents are

Attention: Carolyn A. Bates
3M Office of Intellectual Property Counsel
P.O. Box 33427
St. Paul, Minnesota 55133-3427
Telephone No. (651) 733-1523

The undersigned petitioner declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Wherefore, I pray for grant of Letters Patent for the invention or discovery described and claimed in the aforementioned specification and we hereby subscribe our names to the foregoing specification and claims, declaration, power of attorney, and this petition, on the day set forth below.

Clinton P. Waller, Jr.

Date

Residence: White Bear Lake, Minnesota, USA

Citizenship: United States of America

Post Office P.O. Box 33427

Address:

St. Paul, Minnesota 55133-3427

James S. Mrozinski

Date

Residence:

Oakdale, Minnesota, USA United States of America

Citizenship: Post Office

P.O. Box 33427

Address:

St. Paul, Minnesota 55133-3427

Omar Farooq

Residence: Saginaw, Michigan, USA
Citizenship: United States of America

Post Office Address: 5333 Clydesdale Lane Saginaw, Michigan 48603

Date

Larry R. Krepski

Residence: St. Paul, Minnesota, USA Citizenship: United States of America

Post Office

P.O. Box 33427

Address:

St. Paul, Minnesota 55133-3427

Thomas P. Klun

Date

Residence: Citizenship: Lakeland, Minnesota, USA United States of America

Post Office

P.O. Box 33427

Address:

St. Paul, Minnesota 55133-3427

Stefan H. Gryska

Date

Residence: Citizenship: Woodbury, Minnesota, USA United States of America

Post Office

P.O. Box 33427

Address:

St. Paul, Minnesota 55133-3427

§1.56 Duty to disclose information material to patentability.

- (a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is cancelled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is cancelled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:
 - (1) prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.
- (b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and
- (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or
 - (2) It refutes, or is inconsistent with, a position the applicant takes in:
 - (i) Opposing an argument of unpatentability relied on by the Office, or
 - (ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

- (c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:
 - (1) Each inventor named in the application;
 - (2) Each attorney or agent who prepares or prosecutes the application; and
- (3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.
- (d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: 1774

Clinton P. WALLER Jr. et al.

Applicant(s):

	08/892,902		Exan	niner: N	Marie Yamnitsky	
	6,632,510 B1					
	July 14, 1997		Dock	tet No.: 5	3473US002	
•	October 14, 2003	Wied begebage	on dovernment	D 0 0 1 1 1 D 1 0 1	VENT MANAGE	
V 1	MICROPOROUS IN			BOTH A PIGI		
4 °£) =	SYSTEM AND A F	LUID MANAGEM	ENI SYSIEM		<u> </u>	VEL
Assistant Commis	sioner for Patents				FEB 1 7	2004
Assistant Commis PO. Box 1450 Alexandria VA 2	2212 1450					
Tilexalidita, VII 2.			L'amanata 101		OFFICE OF PE	ETĮ MO
	ng the following docu	iments along with t	nis Transmittai Sne	et (which is su	iomitted in triplica	ne):
	zed return postcard. n for Extension of T	ima for month(a)	and a abaali in the	amount of ¢	for the required	ı f aa
	mation Disclosure St					
	ocuments cited on the		opies of applies	ations, 1449 ic	ornis (pgs), and	r cobie
	arge Deposit Accou		na amount of \$120 (M for Potition	to Compat Invent	orchin
	and \$40.00 for Assig			<u>,0,</u> 101 Petition	to Correct Invent	orsnip
	ed copy of a _ applic			the right of	priority of which i	c
	ander 35 U.S.C. §11!		, med	_, the fight of {	priority of which is	3
	equest for Certificate		er 37 C F R 81 324	to Correct Inv	ventorshin (2 ngs)	
	of Assignee 3M Inno					
	1.324 (2 pgs); Statem					
	nventorship (3 pgs);					
	ed Assignment and			oi mitoiney, ai	id i cition (o pgs)	, сору
Amendm	_	onal fee is required.		been calculate	ed as shown.	
	ree Calc	ulation for Claims	Pending After Am	endment	······································	
	Pending Claims	Claims Paid for	Number of	Cost per	Additional	Fees
	after	Earlier (2)	Additional	Additiona		
	Amendment (1)		Claims (1-2)	Claim		
Total Claims				x \$18 =		
Independent				x \$86 =		
Claims				7,400		
		1		L		
One or M	More New Multiple I	Dependent Claims P	resented? If Yes, A	Add \$290 Here	; →	
		7	Cotal Additional Cla	im Face Beau	inad	
	DESCRIPTION DODGE					
	s a PETITION FOR					
sheet are enclosed.	any additional fees or	credit overpayment	to Deposit Account	No. 13-4895. 1	riplicate copies of t	inis
sheet are enclosed.				1	\mathcal{O}_{11}	1 1
MIJETING DAA	SCU & CEDUADO	тра	By: / //	un //	Wint	tin
MOETING, KAA	SCH & GEBHARD	1, F.A.	Name:	Ann M. M	Justing V	
			Reg. No.:	33,977	idetilis	
			Direct Dial:	612-305-1	217	_
			Facsimile:	612-305-1		
			i acommic.	012-303-1	220	
CERTIFICATE LINES	CD 27 CED 01 10					
"Express Mail" mailin	ER 37 CFR §1.10;; g label number: EV 405 4	158 669 US	Date of Deposit:	February 20	004	
	5		Date of Deposit.	0. 666 7 . 21		

I hereby certify that the Transmittal Letter and the paper(s) and/or fee(s), as described hereinabove, are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Name: JALQUELYN K. TOPBURG

JARGE ENTITY TRANSMITTAL UNDER RULE 1.10)